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KIERAN P. RINGGENBERG (pro hac vice) 1999 Harrison Street, Suite 900 Oakland, CA 94612 17 Telephone: (510) 874-1000 Facsimile: (510) 874-1460 18 Sholtzman@bsfllp.com fnorton@bsfllp.com fnorton@bsfllp.com Singgenberg@bsfllp.com 10 kringgenberg@bsfllp.com 11 Telephone: (510) 874-1460 12 Corp. 13 Attorneys for Plaintiffs Oracle USA, Inc., Oracle America, Inc. and Oracle International Corp. 15 UNITED STATES DISTRICT COURT 16 DISTRICT OF NEVADA 17 18 ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, 19 V. 20 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, 21 Defendants. 22 Plaintiffs, 23 Defendants. 24 Defendants.				
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Oakland, CA 94612 Telephone: (510) 874-1000 Facsimile: (510) 874-1460 sholtzman@bsfllp.com fnorton@bsfllp.com fnorton@bsfllp.com II Attorneys for Plaintiffs Oracle USA, Inc., Oracle America, Inc. and Oracle International Corp. UNITED STATES DISTRICT COURT DISTRICT OF NEVADA ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE, INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. DORIAN DALEY (pro hac vice) DEBORAH K. MILLER (pro hac vice) JAMES C. MAROULIS (pro hac vice) JAMES C. MAROULIS (pro hac vice) DRACLE CORPORATION ONACLE Parkway, M/S 50p7 Redwood City, CA 94070 Telephone: 650,506.4846 Facsimile: 650,506.7114 dorian.daley@oracle.com deborah.miller@oracle.com jim.maroulis@oracle.com jim.maroulis@oracle.com ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. IGROPOSED ORDER GRANTING ORACLE'S SECOND MOTION FOR PARTIAL SUMMARY JUDGMENT Judge: Hon. Larry R. Hicks Judge: Hon. Larry R. Hicks	7			
Telephone: (510) 874-1400 Facsimile: (510) 874-1460 Sholtzman@bsftlp.com fnorton@bsftlp.com fnorton@bsftlp.com fnorton@bsftlp.com Attorneys for Plaintiffs Oracle USA, Inc., Oracle America, Inc. and Oracle International Corp. UNITED STATES DISTRICT COURT ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation; SETH RAVIN, an individual, Defendants. DORIAN DALEY (pro hac vice) DEBORAH K. MILLER (pro hac vice) DAMES C. MAROULIS (pro hac vice) ORACLE CORPORATION ORACLE CORPORATION ORACLE USA, INC., a Colorado City, CA 94070 Telephone: 650,506,4846 Facsimile: 650,506,7114 dorian.daley@oracle.com deborah.miller@oracle.com jim.maroulis@oracle.com jim.maroulis@oracle.com Case No 2:10-cv-0106-LRH-PAL	/		bree.nann@bingnam.com	
Facsimile: (510) 874-1460 sholtzman@bsfllp.com inorton@bsfllp.com tringgenberg@bsfllp.com 10 kringgenberg@bsfllp.com 11	8		DORIAN DALEY (pro hac vice)	
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Redwood City, CA 94070 Telephone: 650.506.4846 Facsimile: 650.506.7114 dorian.daley@oracle.com deborah.miller@oracle.com jim.maroulis@oracle.com jim.m				
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Attorneys for Plaintiffs Oracle USA, Inc., Oracle America, Inc. and Oracle International Corp. UNITED STATES DISTRICT COURT DISTRICT OF NEVADA ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. deborah.miller@oracle.com jim.maroulis@oracle.com Oracle America, Inc., a leboration in jim.maroulis@oracle.com ORACLE SECONT ORACLE SECONT ORACLE SECOND MOTION FOR PARTIAL SUMMARY JUDGMENT Judge: Hon. Larry R. Hicks Defendants.	12			
Oracle America, Inc. and Oracle International Corp. UNITED STATES DISTRICT COURT DISTRICT OF NEVADA ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants. Defendants.				
14 Corp. 15 UNITED STATES DISTRICT COURT 16 DISTRICT OF NEVADA 17 Case No 2:10-cv-0106-LRH-PAL 18 ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, 20 Plaintiffs, 21 v. 22 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, 23 Defendants. 24 Defendants.	13		jim.maroulis@oracle.com	
15 16 17 18 ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, 21 22 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, 23 24 25 26 27	1.4	,		
DISTRICT COURT DISTRICT OF NEVADA 17 18 ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, 1 V. 22 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, 23 Defendants. Defendants. Defendants. DISTRICT COURT Case No 2:10-cv-0106-LRH-PAL [PROPOSED] ORDER GRANTING ORACLE'S SECOND MOTION FOR PARTIAL SUMMARY JUDGMENT Judge: Hon. Larry R. Hicks Defendants.	14	Corp.		
DISTRICT OF NEVADA ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware oroporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants. DISTRICT OF NEVADA Case No 2:10-cv-0106-LRH-PAL [PROPOSED] ORDER GRANTING ORACLE'S SECOND MOTION FOR PARTIAL SUMMARY JUDGMENT Judge: Hon. Larry R. Hicks	15			
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18 ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware 19 corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, 20 Plaintiffs, 21 v. 22 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, 23 Defendants. 24 25 26 27	16			
ORACLE USA, INC., a Colorado corporation; ORACLE AMERICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, v. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Case No 2:10-cv-0106-LRH-PAL [PROPOSED] ORDER GRANTING ORACLE'S SECOND MOTION FOR PARTIAL SUMMARY JUDGMENT Judge: Hon. Larry R. Hicks Hon. Larry R. Hicks	17	DISTRICTO	FNEVADA	
ORACLE AMÉRICA, INC., a Delaware corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants.	17			
corporation; and ORACLE INTERNATIONAL CORPORATION, a California corporation, Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants.	18		Case No 2:10-cv-0106-LRH-PAL	
CORPORATION, a California corporation, Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants.				
PARTIAL SUMMARY JUDGMENT V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants.	19			
Plaintiffs, V. RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants.	20	CORFORATION, a Camorina corporation,		
21 v. 22 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, 23 Defendants. 24 25 26 27	20	Plaintiffs,		
22 RIMINI STREET, INC., a Nevada corporation; SETH RAVIN, an individual, Defendants. Defendants. Judge: Hon. Larry R. Hicks Hon. Larry R. Hicks	21	•		
SETH RAVIN, an individual, Defendants. 24 25 26 27		DI MULAMPETE NIA NA I	Judge: Hon. Larry R. Hicks	
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Defendants. 24 25 26 27	22	SETH RAVIN, all illulvidual,		
 24 25 26 27 	23	Defendants.		
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[PROPOSED] ORDER

- Pending before the Court is the second motion of Plaintiffs Oracle USA, Inc., Oracle America, Inc. and Oracle International Corp. (collectively, "Oracle") for partial summary judgment (the "Motion"). After full consideration of the moving and opposing papers of each party, the arguments of counsel, and all other matters presented to the Court, and finding that there are no genuine issues of material fact with regard to the issues raised by the Motion, and that Oracle is entitled to judgment as a matter of law,
- 8 IT IS HEREBY ORDERED AND ADJUDGED as follows:
- **9** 1. The Motion is GRANTED.

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Defendant Rimini Street's ("Rimini's") creation and/or use of copies of the
following Oracle Database software:

Software	Registration
Oracle 8i Enterprise Edition, Release 2 (8.1.6)	TX 5-222-106
Oracle 9i Database Enterprise Edition, Release 2 (9.2)	TX 5-673-282
Oracle Database 10g Release 1	TX 6-938-648
Oracle Database 10g Release 2	TX 6-942-003
Oracle Database 11g: Release 1	TX 7-324-157
Oracle Database 11g: Release 2	TX 7-324-158

- as embodied in the 25 copies of Oracle Database installation media and the 216 installed copies
 of Oracle Database identified in Exhibits 19-21 to the Motion were in violation of Oracle's
 exclusive rights under the Copyright Act. Therefore, Oracle is entitled to relief under its First
 Claim for Relief (Copyright Infringement) as to these registrations.
- 21 3. Rimini's Second Affirmative Defense (express license) does not excuse the
 22 infringement described in paragraph 2.
- 4. Rimini's Eighth Affirmative Defense (statute of limitations) does not apply to anyof the copyright claims asserted by Oracle in this action.
- 255. Rimini's Ninth Affirmative Defense (laches, waiver and estoppel) does not apply26 to any of the copyright claims asserted by Oracle in this action.
- Oracle is entitled to judgment in its favor, and Rimini shall take nothing, on Count
 One of Rimini's Counterclaims (Defamation, Business Disparagement and Trade Libel).

1	7. Oracle is entitled to judgment in its favor, and Rimini shall take nothing, on Coun				
2	Three of Rimini's Counterclaims (Unfair Competition - Cal. Bus. & Prof. Code § 17200).				
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4	IT IS SO ORDERED.				
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7	DATED:				
8		By:	Judge, United States District Court		
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